

03/11/09

PATENT  
Attorney Docket: 207,849

1/2



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT :           PRETZER et al.                           EXAMINER :  
  
SERIAL NO. :           10/594,258                           ART UNIT :  
  
FILED:                 September 25, 2006                   CONFIRM NO.: 4679  
  
FOR:                  NOVEL MANNOSE-SPECIFIC ADHESINS AND THEIR USE

March 11, 2009

STATEMENT OF FILING BY EXPRESS MAIL 37 CFR § 1.10

This correspondence is being deposited with the U.S. Postal Service on:  
March 11, 2009 in an envelope as "Express Mail Post Office to Addressee"  
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Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

RESPONSE TO NOTIFICATION OF DEFECTIVE RESPONSE

Mail Stop - Response  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notification of Defective Response of February 12, 2009,  
please amend the application as follows.

**IN THE APPLICATION:**

Please enter the "Sequence Listing" submitted herewith in computer readable form and on paper into the subject application and cancel the "Sequence Listing" presently on file.

**REMARKS**

In response to the Notification of Defective Response of February 12, 2009, copy enclosed, submitted herewith is a revised "Sequence Listing" in computer readable form (CRF) and also a paper copy thereof. The content of the "Sequence Listing" information recorded in computer readable form is identical to the written paper "Sequence Listing" and includes no new matter as required by the various rules of the PTO. It is respectfully submitted that the substitute computer readable form copy of the "Sequence Listing" now meets the requirements of 37 C.F.R. § 1.822 and/or 1.823.

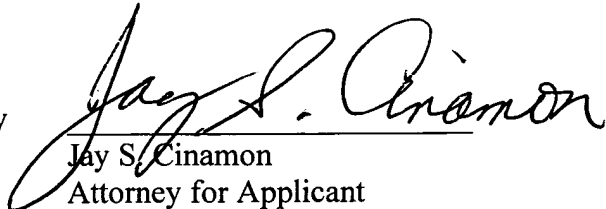
An amendment specifically directing entry of the "Sequence Listing" into the application has been provided.

Please charge any fees which may be due and which have not been submitted herewith to our Deposit Account No. 01-0035.

Respectfully submitted,

ABELMAN, FRAYNE & SCHWAB  
Attorneys for Applicant

By

  
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U.S. APPLICATION NUMBER NO. 10/594,258	FIRST NAMED APPLICANT Gabriele Pretzer	ATTY. DOCKET NO. 207,849
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INTERNATIONAL APPLICATION NO. PCT/NL2005/000216	
I.A. FILING DATE 03/22/2005	PRIORITY DATE 03/23/2004

CONFIRMATION NO. 4679  
371 FORMALITIES LETTER



Date Mailed: 02/12/2009

NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- Priority Document
- Copy of the International Application filed on 09/25/2006
- Copy of the International Search Report filed on 09/25/2006
- Preliminary Amendments filed on 09/25/2006
- Biochemical Sequence Diskette filed on 11/07/2008
- Oath or Declaration filed on 11/07/2008
- Request for Immediate Examination filed on 09/25/2006
- U.S. Basic National Fees filed on 09/25/2006
- Priority Documents filed on 09/25/2006
- Specification filed on 09/25/2006
- Claims filed on 09/25/2006
- Abstracts filed on 09/25/2006
- Drawings filed on 09/25/2006
- Paper nucleotide sequence listings filed on 09/25/2006

DUE BY 12 Mar 2009

DOCKETED ON 19 Feb 2009

DOCKETED WITHOUT FILE \_\_\_\_\_

ATTORNEY JSc

Applicant's response filed 11/07/2008 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 07/08/2008 have not been completed.

- This application clearly fails to comply with the requirements of 37 CFR. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998). If the effective filing date is on or after September 8, 2000, see the final rulemaking notice published in the Federal Register at 65 FR 54604 (September 8, 2000) and 1238 OG 145 (September 19, 2000). Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing", an initial paper or compact disc copy of the "Sequence Listing", as well as an amendment specifically directing its entry into the application. Applicant must also provide a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). If applicant desires the sequence listing in the instant application to be identical with that of another application on file in the U.S. Patent and Trademark Office, such request in accordance with 37 CFR 1.821(e) may be submitted in lieu of a new CRF.

- A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 CFR 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing." Applicant must provide a substitute computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d). Refer to attachment or PAIR document dated 11/20/08.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

DOE  
12 MAR 2009

Applicant is cautioned that correction of the above items may cause the specification and drawings page count to exceed 100 pages. If the specification and drawings exceed 100 pages, applicant will need to submit the required application size fee.

**For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:**

- For Rules Interpretation, call (571) 272-0951
- For Patentin Software Program Help, call Patent EBC at 1-866-217-9197 or directly at 703-305-3028 / 703-308-6845 between the hours of 6 a.m. and 12 midnight, Monday through Friday, EST.
- Send e-mail correspondence for Patentin Software Program Help @ [ebc@uspto.gov](mailto:ebc@uspto.gov)

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.

<https://portal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VONDA M WALLACE

Telephone: (703) 308-9140 EXT 225

866 217 9197